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PRESCOTT, ARIZONA, WEDNESDAY MORNING, DECEMBER 9, 1908.

FORTY-FIFTH YEAR.

DEFENSE APPARENTLY IMPEACHES NET TESTIMONY OF PROSECUTION

WOMAN WITNESS SHOWS FLAW IN TALE OF MRS. RICE

Emily Allen On Stand
Is Star Witness
For Defendant
Davis

HER STORY HITS PROSECUTION
UNEXPECTEDLY

RETURNING LATE SHE SAYS SHE
SAW MRS. RICE IN THE
STREET BUYING
"EXTRA"

By Associated Press.
OMAHA, Dec. 7.—The defense had its inning this afternoon at the trial of Charles E. Davis and created sensations by producing as witness the person of Mrs. Emily Allen, who testified having seen Mrs. Abbie Rice on the street down town about 4 o'clock in the morning buying a paper, at which time, according to the prosecution, she was at the public house of Clara Gleason.

Mrs. Allen told a remarkable story and went into the minutest details to enable her to show and fix the time and each event which brought her in contact with Mrs. Rice.

"I had been to Lincoln," Mrs. Allen said, "and got back on the Rock Island train just before 3 o'clock. I took a cab and started home, intending to stop at the dress-making parlors of Mrs. Lovett, Fifteenth and Harney streets.

"The cabman drove me to Mrs. Lovett's but did not wait for me, and I was therefore compelled to walk home a distance of ten blocks.

"I started approximately at 4 o'clock, and when I reached a point near Sixteenth and Farnam streets I met Mrs. Rice, who stopped two newsboys to buy a paper. I watched her for some time as she walked down Farnam. She stopped under an electric light and eagerly scanned the paper.

"I had seen her many times with Dr. Rustin and always supposed she was his wife.

"I went directly home but did not get up until 11 o'clock. Then I heard the newsboys calling 'Extra,' all about Dr. Rustin's suicide.

"I said to a neighbor that I saw Mrs. Rustin downtown and that when she came up the street she was almost frantic. It was Mrs. Rice I saw but I presumed it was Rustin's wife until I learned differently later."

All the way through the prosecution introduced witnesses to show that Mrs. Rice on that night had got on a car at Fortieth and Farnam streets at 11:30 o'clock and went directly to her room at Clara Gleason's, where she remained until the next day.

KING MUST ANSWER

Well Known Boston Broker Faces
Galaxy of Indictments.

BOSTON, Mass., Dec. 7.—The case of Cardenio F. King, under indictment in numerous counts for alleged larceny, was called for trial today in the superior criminal court.

King was formerly prominent in the brokerage business in Boston and New York.

He disappeared from Boston something over a year ago and in his absence indictments were found against him charging the larceny of about \$25,000.

SILVER MARKET.

NEW YORK, Dec. 7.—Silver 48 1/2; Mexican dollars 46.

ABE RUEF'S FATE WILL SOON BE IN HANDS OF JURYMEN

DEFENSE OFFERS NO DIRECT
TESTIMONY AND GETS
OTHER EVIDENCE
DISCARDED

By Associated Press.
SAN FRANCISCO, Dec. 7.—The third trial of Abraham Ruef is in the argument stage and the case should be in the hands of the jury by Wednesday night.

The counsel for the defense called no witnesses, and contented themselves with the introduction of documentary testimony and interposition of motions which were denied. Judge Lawlor allotted this, afternoon and Wednesday morning for the arguments. The defense is allotted tomorrow's session.

Mr. Ogara made the opening statement for the prosecution.

PORTLAND BANK IS LOOTED BY ROBBERS

THREE HOLD-UP MEN SECURE
THREE BAGS OF GOLD AT
POINT OF SIX
SHOOTERS

By Associated Press.
PORTLAND, Dec. 7.—The East Side Bank at East Washington street and Grand avenue was held up and robbed at 6 o'clock tonight by three unmasked men, who secured three sacks of gold containing about \$16,500.

President H. H. Newhall and his son Roger were just closing the day's business when two men armed with revolvers entered.

The two men were ordered to hold up their hands and while the receiving teller was under cover of one man his confederate crawled through the cage window and passed out three sacks of gold to the other confederate and then crawled back through the window. The third man guarded the entrance.

The men made their escape before an alarm could be given.

Both sides of the river are being searched in an effort to apprehend the men.

SCHURMAN TRAVELS.

Head of Cornell University Takes
Western Trip

ITHACA, N. Y., Dec. 7.—President J. G. Schurman of Cornell University will leave tomorrow for an extensive trip through the west.

He will attend the inauguration of Dr. Hill as president of the University of Missouri next Thursday and later will speak at a dinner of the New England Society of Chicago and at state teachers' conventions in Utah and Washington.

WETS HAVE COUNCIL.

WASHINGTON, Dec. 7.—Many delegates are arriving in Washington for the annual convention of the National Liquor League of America, which will begin its sessions tomorrow. Many questions of importance to the retail liquor trade will be discussed.

WANTS HIS MONEY

WASHINGTON, Dec. 7.—The case of the former negro soldier, Oscar Reid, came up for argument in the Supreme Court today.

Reid was dismissed from the army, without honor, for alleged participation in the Brownsville affair. His suit is for pay during the time of his enlistment.

Journal-Miner for high class job work.

WISH TO MOVE DIXIELAND FORWARD

BIG GATHERING OF SOUTHERN
COMMERCIAL CONGRESS
ASSEMBLES AT
CAPITAL

Special to the Journal-Miner.

WASHINGTON, D. C., Dec. 7.—The Southern Commercial Congress, an outgrowth of the meeting held in Chattanooga last September by the secretaries of the different commercial bodies of the southern states, began a two days' meeting at the New Willard Hotel today, with a display of enthusiasm that augurs well for a successful and interesting session.

The congress is attended by several hundred delegates, all men of high positions in affairs of the nation and their respective states. They come from Virginia and Texas, from Kentucky and Florida, and from all the commonwealths intervening. Among them are men prominent in public life, distinguished educators, presidents of railways, wealthy planters and prominent merchants and manufacturers, all bound together by a common desire for the welfare and development of the south.

The interest that President Roosevelt feels in the congress and its aims is evidenced by his appointment of Secretary of War Wright to represent the administration and to address the congress on the relation of the Panama Canal to the trade and commerce of the nation.

ARREST MAN ON HANDWRITING EVIDENCE

EMPLOYEE OF HENRY BOAS IS
REGARDED AS MURDERER
OF ELECTRICIAN
POISONED

By Associated Press.
SAN FRANCISCO, Dec. 7.—That John W. Wilson will be charged with the murder of his employer, Henry Boas, the young electrician who died in great agony last week from strychnine poisoning after taking a powder sent through the mails, is the statement tonight of Captain of Detectives Kelly.

A handwriting expert today reported that Wilson wrote the fatal directions.

It is said Wilson's financial affairs were in a bad shape and that was the reason for the deed.

MASONS MEET.

OLYMPIA, Wash., Dec. 7.—Prominent Masons from all parts of the state have gathered here to take part in a celebration of the semi-centennial of the Grand Lodge of Washington. The celebration will continue two days.

KEEFE TAKES OFFICE.

WASHINGTON, Dec. 7.—Daniel J. Keefe, of Michigan, president of the Longshoremen and Transport Workers' Union of America, was today sworn in as commissioner general of immigration.

FACES MURDER CHARGE.

FORT WAYNE, Ind., Dec. 7.—The case of Charles Dunn, accused of the murder of Alice Cotherell at Wallen, six years ago, was called for trial today.

This is the third trial of the case.

SIXTIETH CONGRESS ASSEMBLES FOR SECOND AND LAST SESSION

SENATE SESSION BEGINS WITH DIGNITY

BODY ADJOURNS BECAUSE OF
DEFERENCE TO DEATH
OF ALLISON OF
IOWA

By Associated Press.

WASHINGTON, Dec. 7.—There was a pall of sadness over the senate when it convened for the second session of the Sixtieth Congress, due to the absence of the late Senator Allison, who died in August after thirty-five years' service in the upper house.

The assemblage was brilliant. Eighty-two members were present and the galleries were filled with representatives of the official and social life of the capital.

The procedure at the opening session was simple and dignified. Fairbanks called the senate to order, and Rev. Edward Everett Hale opened the session with prayer.

Senators Aldrich, Gallinger and Teller were appointed to wait upon the president and notify him the senate was in session and ready to receive his message.

Senator Dillingham presented the credentials of his colleague, Carrol S. Page of Vermont, and the oath of office was administered by the vice president.

Senator Dolliver announced the death of Allison, and resolutions expressing sorrow were adopted. The senate then adjourned as a mark of respect.

Cummins will take the oath tomorrow.

STANDARD NEVER UNDER-BIDS RIVALS

MUCH ABUSED ORGANIZATION
LOWERS RATES ONLY WHEN
COMPETITORS CUT
PRICES

By Associated Press.
NEW YORK, Dec. 7.—Figures showing some of the profits of the Standard Oil Company today became a part of the court record of the federal suit to dissolve the company when Archibald resumed the stand for a brief examination had Henry Tilford, president of the Standard Oil Company of California, testified at some length as a witness for the defense.

The government inquisition on the figures submitted showed that the Continental Company, a Standard Oil Company subsidiary, made profits of a hundred and fifteen per cent on a capitalization of \$300,000, and the Standard Oil Company of Indiana on a capitalization of \$1,000,000 earned about \$55,000,000 between 1899 and 1906.

The company's counsel declared the actual assets of the company were greater than the capitalization as the companies turned back large sums from the earnings.

Tilford said the Standard never cut prices to undersell rivals, but lowered its rate to meet the reductions of its competitors.

GRANGERS RANGE

COLUMBUS, O., Dec. 7.—All arrangements have been completed for the annual meeting of the Ohio State Grange, which is to begin in this city tomorrow.

Grand Master L. A. Derthick of Mantua will preside over the sessions, which will continue until Friday. A number of matters of importance are slated for consideration at the meeting.

TARIFF MAKERS EXPECT TO BEGIN BIG WORK WEDNESDAY

COMMITTEE ON WAYS AND
MEANS WILL SUMMON
VAN CLEAVE TO TELL
THINGS

By Associated Press.

WASHINGTON, Dec. 7.—The active work of framing the new tariff bill will be begun by the house committee on ways and means Wednesday. The majority members of the house committee will be designated to draft the bill.

The executive meeting of the committee probably will be held tomorrow to select the names of the persons it is desired to have appear before it. President Van Cleave, of the National Association of Manufacturers, will probably be among the first to be called.

JEALOUS NEGRO DEALS DOUBLE MURDER

MULATTO WOMAN WHO ONCE
WAS VAUDEVILLE PERFORMER
PAYS PENALTY FOR
COQUETRY

By Associated Press.

LOS ANGELES, Dec. 7.—Jealousy over the changed affections of a handsome mulatto was at the bottom of a tragedy in this city this afternoon resulting in the death of a woman known as Mrs. Dora DeVaughn, and Edward Dean, a barber.

Both were shot by Frank Mayweather, a porter.

Mayweather afterwards fired a bullet into his own head and is fatally wounded.

The Mayweather negro and Dean are said to be mixed Mexican negroes. Mrs. DeVaughn, the mulatto, who was once an actress on the vaudeville stage, has been keeping a lodging house in South Main street, where the shooting occurred, since her husband was sent to the penitentiary a year ago.

WAGES SLIP DOWN

Sliding Scale Works Wrong Way for
Fall River Workers.

FALL RIVER, Mass., Dec. 7.—A cut of 8 per cent in the wages of the cotton mill operative of Fall River went into effect today.

This is in conformity with the operation of the sliding scale agreement, under which wages are fixed by the margin between the cost of cotton and the selling price of goods.

GASMEN HOLD GABFEST.

CHICAGO, Dec. 7.—An international industrial convention and exhibition was opened in Chicago today under the joint auspices of the National Commercial Gas Association and the American Gas Institute.

PROBATE BUSINESS.

Decrees establishing legal publication of notice to creditors were made in the probate court yesterday in the estate of Franz A. von Sacken and Ramon Cardenas, deceased.

Z. O. Brown was appointed administrator of the estate of George Jackson, deceased.

Joseph Mefford Phoenix filed the last will and testament of Sarah Stees, deceased, with a petition for the probate of the will and his appointment as administrator. The hearing of the petition was set for January 4, 1909.

Charles L. Parker filed a petition for his appointment as administrator of the estate of Julia Parker, deceased. The hearing of the petition was set for December 17.

HOUSE CONVENES IN MIDST OF BRILLIANT SCENE

Appearance Of Speaker
Cannon Is Greeted
By Outburst Of
Applause

CHAMP CLARK DRAWS CHEERS
FROM COLLEAGUES

NUMBER OF NEW MEMBERS ARE
GIVEN OATH IN THE LOWER
HOUSE WHICH THEN
ADJOURNS

By Associated Press.

WASHINGTON, Dec. 7.—The Sixtieth Congress assembled for its final session today, the opening being attended by formalities and scenes varying little from similar occasions in the past. The first day of a session never develops much of interest to those used to attend sessions of congress, but no other day seems to possess greater charm for the average citizen. The opening today proved no exception to the rule.

The crowds came early and long before the non-hour the galleries of both the senate and the house were filled. The presence of an unusual number of visitors from out of town resulted in a great demand for tickets. In the galleries were many gayly dressed women, whose presence added much to the brilliancy of the scene. Members of the diplomatic corps and many other notables also were in attendance.

Senators and representatives were early on hand and in the corridors and on the floors of both chambers there was much good-natured bantering among the victors and vanquished in the November elections.

The opening of the session in the senate was without incident. The appearance of Vice President Fairbanks was the signal for a hearty round of applause from both members and the gallery. Immediately following the prayer of the chaplain, Dr. Edward Everett Hale, the roll was called by states.

The opening of the session in the house was attended by scenes of greater activity than those witnessed in the upper branch. A round of applause swept through the gallery when Speaker Cannon appeared on the rostrum and rapped for order.

The following members-elect of the house immediately after the conclusion of the roll call took the oath prescribed for members of congress: O. C. Wiley, of the Second district of Alabama; George A. Barnhardt, of the Thirtieth district of Indiana; Albert Estopinal, of the First district of Louisiana; John P. Swasey, of the Second district of Maine; Frank E. Guernsey, of the Fourth district of Maine; Eben W. Martin, representative-at-large from North Dakota, and Otto G. Foelker, of the Fourth district of New York.

Shortly after one o'clock both the senate and the house, as a mark of respect to the deceased members, adjourned until tomorrow, when the annual message of President Roosevelt will be read.

After a session of an hour and a half being consumed by the roll call, the house of representatives adjourned out of respect for the memory of its own members and Senator Allison, all of whom died during the recess.

Cannon, Sherman and Clark received ovations.

COPPER MARKET.

NEW YORK, Dec. 7.—Copper, lake 14 1/2 @ 14 3/4; electrolytic 14 1/2 @ 14 3/4; casting 14 @ 14 1/4.